



BOARD OF ESTIMATE AND CONTRACT

ROME, NEW YORK 13440-5815

Joseph R. Fusco, Jr., Mayor

John Mazzaferro, President of Common Council

Frank Tallarino, Commissioner of Public Works

Timothy A. Benedict, Corporation Counsel

David C. Nolan, Treasurer

**BOARD OF ESTIMATE AND CONTRACT MEETING
REGULAR SESSION**

**February 28, 2013
3:00PM**

- 1. CALLING THE ROLL OF MEMBERS BY THE CLERK**
- 2. READING OF THE MINUTES OF THE PRECEDING SESSION**
(Motion in order that the reading of the minutes of the proceeding sessions be dispensed with and that they be approved.)
- 3. COMMUNICATIONS**
- 4. PUBLIC SPEAKERS**
- 5. REPORT OF DEPARTMENT HEADS**
- 6. RESOLUTIONS**

RES. NO. 32

A

AUTHORIZING THE MAYOR OF THE CITY OF ROME TO ENTER INTO REHABILITATION AGREEMENT WITH BUYER AND APPROVING THE SALE OF CITY OWNED PARCEL TO BUYER CONTINGENT ON THE REHABILITATION AGREEMENT WITH REGARD TO PROPERTY LOCATED AT 117 WEST FOX STREET, ROME, NEW YORK. Domenico

RES. NO. 33

B

AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE YMCA. Lovett

RES. NO. 34

C

AUTHORIZING THE MAYOR OF THE CITY OF ROME TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH EGGAN EXCAVATING & EQUIPMENT COMPANY, INC., TO PERFORM BROWNFIELD SITE INVESTIGATION AND ENVIRONMENTAL SITE ASSESSMENTS. Mercurio

RES. NO. 35

D

AUTHORIZING THE MAYOR OF THE CITY OF ROME TO ENTER INTO A PERSONAL SERVICES AGREEMENT WITH THE CITY OF ROME'S CHIEF AND DEPUTY CHIEF OF POLICE. Fusco

RES. NO. 36

E

AUTHORIZING THE MAYOR OF THE CITY OF ROME TO ENTER INTO A CONTRACT WITH FIRST NIAGARA TO CREATE A REQUEST FOR PROPOSAL (RFP) PERTAINING TO THE CITY'S PRESCRIPTION DRUG PROGRAM. Nolan

7. TABLED RESOLUTIONS

RES. NO. 112

D

AUTHORIZING AN EXTENSION OF A CONTRACT WITH NORTHLAND COMMUNICATIONS FOR PHONE LINES, PRIVATE DATA CONNECTIVITY AND INTERNET SERVICES. Piekarski

8. ADJOURNMENT

RES. NO. 34

C

AUTHORIZING THE MAYOR OF THE CITY OF ROME TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH EGGAN EXCAVATING & EQUIPMENT COMPANY, INC., TO PERFORM BROWNFIELD SITE INVESTIGATION AND ENVIRONMENTAL SITE ASSESSMENTS. Mercurio

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AUTHORIZING THE MAYOR OF THE CITY OF ROME TO ENTER INTO A PERSONAL SERVICES AGREEMENT WITH THE CITY OF ROME'S CHIEF AND DEPUTY CHIEF OF POLICE. Fusco

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AUTHORIZING AN EXTENSION OF A CONTRACT WITH NORTHLAND COMMUNICATIONS FOR PHONE LINES, PRIVATE DATA CONNECTIVITY AND INTERNET SERVICES. Piekarski

8. ADJOURNMENT

RESOLUTION NO. 32

AUTHORIZING THE MAYOR OF THE CITY OF ROME TO ENTER INTO
REHABILITATION AGREEMENT WITH BUYER AND APPROVING THE SALE
OF CITY OWNED PARCEL TO BUYER CONTINGENT ON THE
REHABILITATION AGREEMENT WITH REGARD TO PROPERTY LOCATED AT
117 WEST FOX STREET, ROME, NEW YORK

By _____:

WHEREAS, Rome City Charter Title A, Section 33 states that a sale of real estate shall not be valid or take effect unless approved by the Board of Estimate and Contract of the City of Rome; and

WHEREAS, a certain city owned parcel of land is in need of rehabilitation and the City desires to sell and convey said real property to buyer, and obtain a written guarantee from the buyer that he will perform and accomplish the necessary rehabilitation within the agreed upon time frame of six (6) months from the date said rehabilitation agreement is executed; now, therefore,

BE IT RESOLVED, that the Mayor of the City of Rome is authorized to enter into a Rehabilitation Agreement, prepared and approved by the City of Rome Corporation Counsel and the City of Rome Codes Enforcement Officer, for property located at 117 West Fox Street with William Mihm for the rehabilitation of said property located at 117 West Fox Street, Rome, New York, known as Tax Map No. 242.042-0002-042; and

BE IT FURTHER RESOLVED, by the Board of Estimate and Contract of the City of Rome that it approves and confirms the sale and conveyance of the property located at 117 West Fox Street, Rome, New York, known as Tax Map No. 242.042-0002-042, in consideration of the performance of a Rehabilitation Agreement for said property, and for the sum of Five Hundred and 00/100 Dollars (\$500.00), said conveyance to take place following the contingencies hereinafter set forth; and

BE IT FURTHER RESOLVED, that this authorization is contingent upon the execution by the buyer of the Rehabilitation Agreement within thirty days of the adoption of this Resolution; and

BE IT FURTHER RESOLVED, that subsequent to the execution of the Rehabilitation Agreement, this authorization is further contingent upon the granting of a written certification by the City of Rome Codes Enforcement Officer, stating that he has inspected the property and that the buyer has completed all necessary rehabilitation in the time period required by the agreement; and

BE IT FURTHER RESOLVED, that upon receipt of the written certification from the Codes Enforcement Officer, the Mayor is hereby authorized to execute any and all deeds or other documents necessary to complete the transfer of title of said parcel of land; and

BE IT FURTHER RESOLVED, that this authorization is contingent upon the buyer having completed this transaction by rendering payment in full to the City of Rome within forty-five (45) days following receipt and review of copies of the proposed transfer documents pursuant to this sale; and

BE IT FURTHER RESOLVED, that the real property shall at no point in time be sold, transferred, titled or conveyed to any person who was a record owner and/or mortgagor of the property within the five (5) year period immediately preceding the date on which the property was taken by the City of Rome for non-payment of taxes. If such prohibited conveyance shall be made by any party in the succeeding chain of title, then immediately thereon (a) this conveyance shall become null and void to the buyer, his successors and/or assigns, and (b) the title to the above premises shall revert back to the City of Rome.

Seconded by _____.

AYES & NAYS: Mayor Fusco _____ Mazzaferro _____ Tallarino _____
Benedict _____ Nolan _____

ADOPTED:

DEFEATED:

RESOLUTION NO.33

AUTHORIZING THE MAYOR TO ENTER INTO AN
AGREEMENT WITH THE YMCA

By _____:

BE IT RESOLVED, that the Mayor of the City of Rome is hereby authorized to enter into a mutually beneficial Corporate Partnership Agreement with the YMCA whereby City of Rome employees and their families will receive reduced membership rates in exchange for promoting the YMCA as a facility of choice for wellness.

Seconded by _____

AYES & NAYS: Mayor Fusco _____ Mazzaferro _____ Tallarino _____
Benedict _____ Nolan _____

ADOPTED:

DEFEATED:

RESOLUTION NO. 34

AUTHORIZING THE MAYOR OF THE CITY OF ROME TO
ENTER INTO A PROFESSIONAL SERVICES AGREEMENT
WITH EGGAN EXCAVATING & EQUIPMENT COMPANY, INC.,
TO PERFORM BROWNFIELD SITE INVESTIGATION AND
ENVIRONMENTAL SITE ASSESSMENTS

By _____:

WHEREAS, the Department of Community and Economic Development and Department of Public Works wish to further economic development within the City of Rome inside district through the adaptive reuse of vacant properties; and

WHEREAS, the City of Rome is in possession of surplus property that is best served through private sector redevelopment; and

WHEREAS, the site assessment and investigation of these strategic properties is necessary to facilitate private financing and redevelopment of commercial and/or residential use; and

WHEREAS, Christian Mercurio, Acting Director of Community and Economic Development for the City of Rome, has recommended that the City of Rome, New York, enter into a professional services agreement with Eggan Excavating & Equipment Company, Inc., of Rome, New York, to perform Brownfield site investigation and environmental site assessments for various strategic properties in the City of Rome; now, therefore,

BE IT RESOLVED, by the Board of Estimate and Contract of the City of Rome, that the Mayor of the City of Rome is hereby authorized to enter into a professional services agreement with Eggan Excavating & Equipment Company, Inc., of Rome, New York, to perform Brownfield site investigation and environmental site assessments for various strategic properties in the City of Rome, at a cost not to exceed Four Thousand Five Hundred and 00/100 Dollars (\$4,500.00).

Seconded by _____.

AYES & NAYS: Mayor Fusco _____ Mazzaferro _____ Tallarino _____
Benedict _____ Nolan _____

ADOPTED:

DEFEATED:

RESOLUTION NO. 35

AUTHORIZING THE MAYOR OF THE CITY OF ROME TO ENTER INTO A
PERSONAL SERVICES AGREEMENT WITH THE CITY OF ROME'S CHIEF AND
DEPUTY CHIEF OF POLICE

By _____:

BE IT RESOLVED, that the Mayor of the City of Rome is authorized to enter into a personal services agreement between the City of Rome and Kevin Beach, Police Chief, and Kevin Simons, Deputy Chief of Police, for the City of Rome Police Department, for a four-year term, said agreement to be drafted and approved through the City of Rome Corporation Counsel's Office.

Seconded by _____.

AYES & NAYS: Mayor Fusco _____ Mazzaferro _____ Tallarino _____
Benedict _____ Nolan _____

ADOPTED:

DEFEATED:

RESOLUTION NO. 36

AUTHORIZING THE MAYOR OF THE CITY OF ROME TO ENTER INTO
A CONTRACT WITH FIRST NIAGARA TO CREATE A REQUEST FOR
PROPOSAL (RFP) PERTAINING TO THE CITY'S PRESCRIPTION DRUG
PROGRAM

By _____:

WHEREAS, David Nolan, Treasurer for the City of Rome, has recommended that the City enter into a contract with First Niagara to create a Request for Proposal (RFP) for the City of Rome to solicit Pharmacy Benefit Managers (PBM) Proposals to administer the City's prescription drug program whereby First Niagara would prepare the RFP and analyze the vendor responses; now, therefore,

BE IT RESOLVED, that the Mayor of the City of Rome, New York, is hereby authorized to enter into a contract with First Niagara to create a Request for Proposal (RFP) for the City of Rome to solicit Pharmacy Benefit Managers (PBM) Proposals to administer the City's prescription drug program at a cost not to exceed \$3,000.00.
Seconded by _____.

AYES & NAYS: Mayor Fusco _____ Mazzaferro _____ Tallarino _____
Benedict _____ Nolan _____

ADOPTED: DEFEATED: